

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

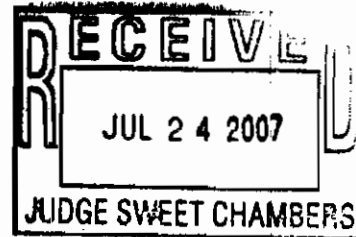
**JOLLY ROGER OFFSHORE FUND and  
JOLLY ROGER FUND LP, Individually  
and on Behalf of All Others Similarly  
Situated,**

**Plaintiffs,**

**vs.**

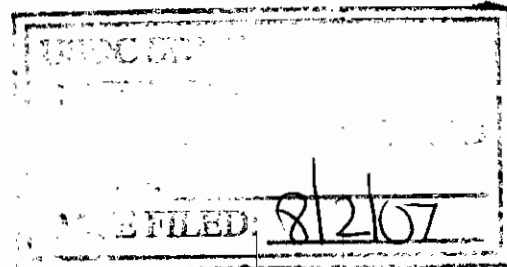
**BKF CAPITAL GROUP, INC., GLENN A.  
AIGEN and JOHN A. LEVIN,**

**Defendants.**



**Case No. 07-CV-3923 (Sweet, J.)**

**STIPULATION**



**IT IS HEREBY STIPULATED AND AGREED, by and between the**  
undersigned counsel, that:

(1) The time for Defendants to answer, move or otherwise respond to the Complaint in this action is extended up to and including sixty (60) days after the later of: (a) a superseding or amended complaint following the consolidation of related actions (the "Consolidated Complaint") is served on all Defendants, or Plaintiffs give written notice to all parties in this action that no such Consolidated Complaint will be filed; or (b) a Lead Plaintiff and Lead Plaintiff's counsel are appointed to pursue the claims asserted in the Complaint or Consolidated Complaint.

(2) Lead Plaintiff shall have up to and including sixty (60) days from entry of an Order appointing Lead Plaintiff and Lead Plaintiff's counsel to file a Consolidated Complaint, if any.

(3) If any Defendant moves to dismiss the Complaint or Consolidated Complaint, Lead Plaintiff shall have up to and including forty-five (45) days from the service of such motion

to file and serve a response, and each Defendant shall have up to and including thirty (30) days from the service of the response to file and serve a reply.

(4) Proskauer Rose LLP will accept service of all pleadings and other papers on behalf of Defendant BKF Capital Group, Inc.

(5) Latham & Watkins LLP will accept service of all pleadings and other papers on behalf of Defendants Glenn A. Aigen and John A. Levin.

STIPULATED AND AGREED this 20<sup>th</sup> day of July, 2007.

LATHAM & WATKINS LLP

By: 

David M. Brodsky (DB-6623)  
Blair Connelly (BC-0237)  
Robert J. Malioneck (RM-9419)  
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Telephone: (212) 906-1200  
Facsimile: (212) 751-4864

Counsel for Defendants Glenn A. Aigen and  
John A. Levin

LABATON SUCHAROW & RUDOFF LLP

By: \_\_\_\_\_

Christopher J. Keller (CK-2347)  
Andrei V. Rado (AR-3724)  
Alan I. Ellman (AE-7347)  
100 Park Avenue, 12th Floor  
New York, NY 10017  
Telephone: (212) 907-0700  
Facsimile: (212) 818-0477

Counsel for Plaintiffs

SO ORDERED.

Dated: July 27, 2007

PROSKAUER ROSE LLP

By: 

Louis M. Solomon (LS-7906)  
Margaret A. Dale (MD-5117)  
1585 Broadway  
New York, NY 10036  
Telephone: (212) 969-3000  
Facsimile: (212) 969-2900

Counsel for Defendant BKF Capital Group,  
Inc.

  
HONORABLE ROBERT W. SWEET  
UNITED STATES DISTRICT COURT JUDGE

to file and serve a response, and each Defendant shall have up to and including thirty (30) days from the service of the response to file and serve a reply.

(4) Proskauer Rose LLP will accept service of all pleadings and other papers on behalf of Defendant BKF Capital Group, Inc.

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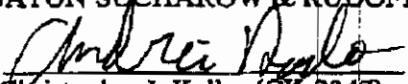
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Counsel for Defendants Glenn A. Aigen and  
John A. Levin

Counsel for Defendant BKF Capital Group,  
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Counsel for Plaintiffs

SO ORDERED.

Dated: July \_\_, 2007

HONORABLE ROBERT W. SWEET  
UNITED STATES DISTRICT COURT JUDGE